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Attorney for Defendants

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

CHRISTOPHER SENN; JASON
BEWLEY; JERED FULLEN,
DISABILITY RIGHTS
WASHINGTON,
and JEWELS HELPING HANDS,

Plaintiffs,

v.

CITY OF SPOKANE, a municipal
corporation; SPOKANE COUNTY, a
municipal corporation; OZZIE
KNEZOVICH, in his official capacity as
Spokane County Sheriff; CRAIG
MEIDL, in his official capacity as
Spokane Police Chief,

Defendants.

No. 2:22-cv-254

**DECLARATION OF COUNSEL
IN RESPONSE TO MOTION
FOR PRELIMINARY
DECLARATORY AND
INJUNCTIVE RELIEF**

F. Dayle Andersen, under penalty of perjury under the laws of the State of
Washington states that the following is true:

1 1. I am over the age of eighteen, I am not a party to this action, and I am
2 competent to testify herein. The statements made herein are based on personal
3 knowledge.

4 2. On January 14, 2022, the Spokesman Review published the article entitled
5 “Encampment near Interstate 90 allowed to stay put by WSDOT, for now”
6 attached hereto as Exhibit 1, is a true copy of the article consisting of three (3)
7 pages and incorporated by reference herein.

8 3. On January 21, 2022, the Spokesman Review published the article entitled
9 “Man injured in propane explosion at homeless camp near Spokane River
10 remains hospitalized” attached hereto as Exhibit 2, is a true copy of the article
11 consisting of two (2) pages and incorporated by reference herein.

12 4. On February 17, 2022, the Spokesman Review published the article entitled
13 “Man who died at homeless encampment identified” attached hereto as Exhibit
14 3, is a true copy of the article consisting of two (2) pages and incorporated by
15 reference herein.

16 5. On July 4, 2022, the Spokesman Review published the article entitled
17 “Death at Spokane homeless encampment under investigation” attached hereto
18 as Exhibit 4, is a true copy of the article consisting of two (2) pages and
19 incorporated by reference herein.
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1 6. On August 1, 2022, the Spokesman Review published the article entitled
2 “Getting There: Thor-Freya road construction beset by threats, thefts, vandalism,
3 contractor claims” attached hereto as Exhibit 5, is a true copy of the article
4 consisting of four (4) pages and incorporated by reference herein.
5

6 7. On October 5, 2022, the Spokesman Review published the article entitled
7 “Man arrested after shooting toward Camp Hope Wednesday” attached hereto as
8 Exhibit 6, is a true copy of the article consisting of five (5) pages and incorporated
9 by reference herein
10

11 8. Attached hereto as Exhibit 7 is a true and correct copy a map of the local
12 citizens and businesses derived from citizen declarations.

13 9. Attached hereto as Exhibit 8 is a true and correct copy of a spreadsheet
14 derived from citizen declarations reporting illegal activity.

15 10. Attached hereto as Exhibit 9 is a true and correct copy of “Inside the Fence”
16 published October 20, 2022, by The Inlander consisting of one (1) page.

17 11. Attached hereto as Exhibit 10 is a true and correct copy of ESSB 5963.SI
18 consisting of two (2) pages.
19

20 12. Attached hereto as Exhibit 11 is a true and correct copy of the Spokesman
21 Review article entitled “Spokane picks service provider for Trent Avenue
22 homeless shelter” consisting of four (4) pages and published October 18, 2022.
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1 13. Attached hereto as Exhibit 12 is a true and correct copy of the Spokesman
2 Review article entitled “What kind of community do we want to be?” consisting
3 of nine (9) pages and published October 16, 2022.

4 14. Attached hereto as Exhibit 13 is a true and correct copy of the Spokesman
5 Review article entitled “Camp Hope population declines to 443 from 623 peak in
6 July, managers say” consisting of four (4) pages and published October 12, 2022.

7 15. Over the last few weeks, in response to the filing of this action, Spokane
8 County has received numerous declarations from businesses and residents
9 impacted by the presence of the location commonly known as “Camp Hope”, the
10 subject property of the County’s request for relief in this action.
11

12 16. Attached hereto as Exhibits (14 - 57) are the original signed declarations
13 which are incorporated by reference herein.
14

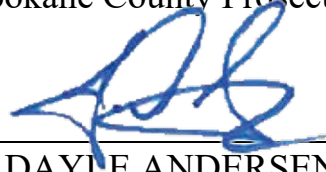
15 17. The citizen statements are replete with assertions of threats, thefts, drug
16 abuse, and the sanitary issues that have arisen since the formation of the camp
17 and continuing to the present time.

18 18. The continued presence of the camp will likely result in continuing injury to
19 the properties of the declarants and interference with their right to the peaceful
20 use of their properties.
21

1 19. A preliminary injunction is necessary to protect the business and property
2 interests of the declarants.
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5 Respectfully submitted this 8th day of December 2022.

6 LAWRENCE HASKELL
7 Spokane County Prosecuting Attorney

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9 F. DAYLE ANDERSEN, WSBA #22966
10 Deputy Prosecuting Attorney
11 Attorneys for Seizing Agency
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CERTIFICATE OF SERVICE

I hereby certify that on December 8, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System, which in turn automatically generated a Notice of Electronic Filing (NEF) to all parties in the case who are registered users of the CM/ECF system. The NEF for the foregoing specifically identifies recipients of electronic notice.



Ashley E. Musick